

HINMAN'S MEMORY.

McKane's Police Captain Can't Recollect at Times.

A Witness Describes the Pulling of Dr. Marshall's Whiskers.

Forging the Links About the Boss of Gravesend.

"John T. Hinman" called out Clerk Farrell, in the Brooklyn Court of Oyer and Terminer this morning, after Justice Bartlett had taken his seat and everything was ready for resuming the trial of John Y. McKane.

Capt. Hinman did not respond to his name, and Lawyer Roderick, replying for him, said he thought the Captain had missed the train from Gravesend, but that he would make his appearance later. The lawyers for the defense had hardly begun their cross-examination of Capt. Hinman yesterday afternoon, when the court adjourned. Although he was an extremely unwilling witness, his testimony was the most damaging to the case of the defense which has yet been put before the jury.

It presented a very clear picture of the absolute rule of the Boss at Coney Island, and showed that the "Captain," as he called himself, was a mere puppet in the hands of John Y. McKane, and that he was implicitly and without question. According to his own testimony he did not know how many policemen he had under him, or their numbers, and he admitted after much twisting and squirming that McKane had given him strict orders to keep every one away from the Gravesend polling place on election day, except residents and voters of that town.

The prosecution had evidently expected to go on with Hinman this morning, for when Justice Bartlett said he would not wait for the Coney Island Captain, and that the trial must proceed, several witnesses called by name, including Col. Bacon, but none of them was in the courtroom.

Finally Frank R. Mitchell, an elderly gentleman, who said he was a woolen commission merchant, and was one of the party that went down to Gravesend on election morning to watch at the polls for Mr. Grouse, called the witness stand.

Mr. Mitchell said he was in the last carriage in the line when the party arrived at Gravesend Town Hall and was stopped about 150 feet from the polling place by McKane's policemen.

"I got out and was looking for Mr. Grouse," said Mr. Mitchell, "and saw a great noise and saw some disturbance near the head of the line of carriages."

"The people began to get excited and began to shove and push. A policeman who came up with them shouted 'Clear out of here, this is railroad property.'"

"They turned our horses around," continued Mr. Mitchell, "and led them away, following us down the road for a considerable distance and handling us very roughly."

"Mr. Marshall was to be my companion," Mr. Mitchell said, "and he was treated against this treatment a policeman who stood near him grabbed him by the whiskers and pulled them hard. He also used the most abusive and obscene language towards him I ever heard of."

"Did you see any one else assaulted?" asked Mr. Mitchell.

"Yes, I saw a man running towards us at some distance with about twenty men following him and crying 'McKane, McKane.' Mr. Grouse waved his hand to him to come over where we were."

"When he came over I saw he was Herbert S. Wortley, one of our party. His face was covered with blood and he seemed to be in pain."

"When Lawyer Roderick took the witness in hand for cross-examination Mr. Wortley answered that he was the witness who was assaulted by McKane's men. He testified that he was pulled by the neck of his coat and that he was hit on the head by a policeman who was with them."

Mr. Mitchell said that he was not a lawyer and did not examine his associate's testimony. He said he had received the papers from Mr. Grouse and that he had given them to the police at Gravesend.

Further detail how the police at Gravesend had been informed by Mr. Grouse that the party had come down to Gravesend under the authority of the Supreme Court, and with injunctions from Justice Bartlett, was given by Mr. Mitchell.

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LERCHE ON THE BRIDGION.

Refuses to Answer Questions About Felix O'Rourke's Will.

The Deceased's Sister Wants Him Removed as Executor.

The Condition of the Building a Constant Menace.

The action of Teresa O'Rourke to have Albrecht J. Lerche removed from his office as executor of the estate of her brother, the late Felix E. O'Rourke, was heard by Surrogate Fitzgerald today.

Felix E. O'Rourke's mystical religious life was the theme for several years of the gossip about the Highlands of Navesink, O'Rourke married Mary Hartshorn, whose family own almost all of the Highlands fronting on the Hudson River. Before the revolution, they owned all the way from Sandy Hook to the Highlands, and the latter was the Government and sold much of the land facing on Sandy Hook Bay.

After his marriage, thirty-five years ago, to Mary Hartshorn, O'Rourke lived on the 43 acres of land running down the shore of the Hudson River, which had been part of his family's share of his family's large estate.

After the death of his wife, O'Rourke erected a chapel in his house. He was very feeble and was seldom seen in the house. Lerche, the executor of the estate, against whom this action is brought, is a lawyer who has been practicing in the city of New York for many years.

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ITS FREE SUMMONSES.

Redeeming Feature of the Fourth District Court.

Justice Roess has Not Had Time to Make a Record.

The Condition of the Building a Constant Menace.

The Fourth Judicial District Court still continues in the old and dangerous structure at the corner of First street and Second avenue, although the building was condemned months ago.

The court building is a constant menace to life and limb, and although it is being repaired, the structure is not a suitable nor a safe place for a public court. There are no conveniences for Justice, clerks, attorneys or clients, and the place should have been abandoned long ago.

All landlord and tenant cases in this court are brought on for trial on the night and day to leave a clean calendar before retiring.

Justice Roess, who has just returned from his wedding tour, has not been on the bench long enough to give any indication of his plans to reform the calendar.

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ALL TALKING OF BONDS.

The Stock Market Gets Very Little Attention To-Day.

Bears Make a Raid and Force Sugar Down.

The Condition of the Building a Constant Menace.

About the only topic of discussion in Wall street this morning was the active bidding for the new Government loan, full details of which were given in "The Evening World" yesterday. The receipt of subscriptions for \$22,000,000 of bonds in one day was a great surprise to those who have been predicting the failure of the loan, and who have given Secretary Carlisle only lukewarm support from the start. It is expected that further large amounts will be taken by New York bankers and financial institutions before the day is over.

There was very little in the stock market today. The market was quiet and the price of the new Government loan was the only topic of discussion.

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FOR ELECTION FRAUDS.

Eleven Brooklynites, One a Civil Justice, Indicted.

Corporation Counsel's Office Attache Also Implicated.

The Condition of the Building a Constant Menace.

The Extraordinary Grand Jury of Kings County, which has been investigating election frauds in Brooklyn, today brought in a number of indictments against eleven Brooklynites, one a civil justice, and an employee in the Corporation Counsel's office.

There were eleven indictments in the batch of papers handed up by the foreman. Nine of these are said to contain indictments against some prominent city officials, including a civil justice and an employee in the Corporation Counsel's office.

The other two documents contain the dismissal of charges against Col. Alexander S. Bacon, preferred by Justice Newton of Gravesend, and against Frank Marshall, of 152 Tompkins avenue, Manhattan, who was indicted from his store and once from a residence.

Immediately after the indictments were handed in Special District Attorney Edward M. Shepard prepared a number of bench warrants and gave them to Lawyer Jesse Werber.

It was said this afternoon that no arrests would be made today. The warrants will be placed in the hands of the Sheriff to-morrow morning.

Will Dale Be Chief? Chief Engineer Thomas F. Nevin, of the Brooklyn Fire Department, retired today after nearly twenty-five years' service. From this date he will receive half his salary, \$2,500 a year.

Chief Nevin shook hands with some of his old comrades before leaving Fire Headquarters in Lawrence street and bade them good-bye.

Chief Nevin was succeeded by Chief Engineer Thomas F. Nevin, of the Brooklyn Fire Department, retired today after nearly twenty-five years' service. From this date he will receive half his salary, \$2,500 a year.

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THIS WEEK.

78 CENTS, WORTH FULLY \$2.00, FOR THIS LADIES' ROCKER, CANE SEAT AND BACK.

FURNITURE & CARPETS.

ACCOUNTS OPENED FOR ALL.

SOL HEYMAN & CO., 993 and 995 3d Ave., Between 50th and 60th Sts.

FLAMES IN A RESTAURANT.

Proprietor O'Rourke Awoke in the Nick of Time.

His Family and the Other Tenants Had a Narrow Escape.

John O'Rourke, who keeps a restaurant at 305 Nevins street, Brooklyn, lives with his wife and children in the room above, was awakened at 2 o'clock this morning by a creaking of his bed, and upon getting out of bed found his room filled with smoke.

He groped his way into the back room and saw smoke coming up from the restaurant. He aroused his family and after putting on their clothing, they hurried downstairs.

The halls were filled with smoke, and O'Rourke had considerable difficulty in making his way into the restaurant. There he found the whole interior was ablaze. An alarm was turned in by Thomas McDonough, and called the families of Patrick Cannon and John Kelly, who lived on the top floor.

By this time the fire had gained great headway. The fire department was called and the fire was extinguished. The building, which is owned and occupied by Thomas McDonough, was damaged to the extent of \$200; damage to furniture \$50.

Station Agent Webster and Wife Nearly Submerged.

NEWTON, L. I., Jan. 31.—Station Agent Webster, of the Long Island Railroad, and his wife narrowly escaped being burned to death at an early hour this morning by the destruction of the building in which they resided.

The fire broke out about 2 o'clock in the lower part of the old passenger station of the railroad company at this place. The lower part of the building was used as a freight-house, and the upper part as a dwelling. The fire was caused by a gas stove in the kitchen. The Webster family was awakened by a sense of suffocation, and jumped out of bed and groped their way to a window. They shouted for help and some of the neighbors heard him and rushed to the building. A ladder was thrown and after much difficulty Webster and his wife were rescued. Mrs. Webster was severely scorched by the smoke. The building was a total loss. The loss is about \$2,000.

CLERK BIRD GREW ANGRY.

Collector Kilbreth Doubled His Word at the Hearing To-Day.

The examination of W. E. Bird, Jr., clerk of the Ward line, charged with shipping to Cuba as domestic goods of foreign manufacture, in violation of the reciprocity treaty of the United States with Spain, was held before Collector Kilbreth, in the Customs House, today.

Mr. Bird explained his version of the affair, and grew indignant when Collector Kilbreth doubled his word at the hearing. He was not believed, nor were his explanations satisfactory.

"I will not stay here a moment longer to be insulted," he exclaimed, and he left the room. The Customs House authorities may have a clear case of negligence against Bird.

Woman Con